UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

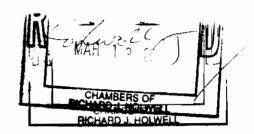
ADAM COREY,

Plaintiff,

- against -

YORK SEVENTY FOUR, LLC, a New York Limited Liability Company, and STEVEN HEIBERGER,

Defendants.



07 Civ. 8018 (RJH)

STIPULATION OF DISMISSAL WITH PREJUDICE

WHEREAS, on September 12, 2007, Adam Corey ("Plaintiff") commenced the above-captioned action (the "Action") against York Seventy Four, LLC, a New York Limited Liability Company, and Steven Heiberger (collectively, "Defendants"), which is pending in this Court;

WHEREAS, Plaintiff and Defendants have agreed to settle and dismiss the Action;

NOW, THEREFORE, Plaintiff and Defendants, by their undersigned counsel, hereby stipulate and agree that the Action shall be dismissed, with prejudice, pursuant to Rule 41 of the Federal Rules of Civil Procedure; and that each of Plaintiff and Defendants shall bear his or its own costs and expenses, including attorneys' fees.

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Dated: New York, New York

February 26, 2008

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Attorneys for Defendants York Seventy Four LLC, a New York Limited Liability Company, and Steven Heiberger

IT IS SO ORDERED:

Dated:

Hon. Richard J. Holwell 8/20/08

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